

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA

KEVIN MICHAEL BELL

Plaintiff,

v.

CITY OF LACEY; Police Chief DUSTY
PIERPOINT individually; Police Commander
JOE UPTON individually; City Attorney
DAVID SCHNEIDER individually; Mayor
ANDY RYDER individually; City Manager
SCOTT SPENCE individually; DOES 1-25
individually; NISQUALLY TRIBE, Nisqually
CEO JOHN SIMMONS, individually and
Nisqually CFO ELETТА TIAM individually.

Defendants.

NO. 3:18-cv-05918-RBL

DEFENDANT NISQUALLY TRIBE'S
NOTICE OF INTENT TO OPPOSE
PLAINTIFF'S MOTION FOR
TEMPORARY RESTRAINING
ORDER

Defendant Nisqually Tribe, by and through its undersigned counsel, hereby files this LCR 65(b)(5) notice of intent to oppose Plaintiff's Motion for Temporary Restraining Order. (Dkt. #20). In filing this notice, Defendant Nisqually Tribe expressly does not waive any defenses it has previously raised or is otherwise entitled to, including specifically but not limited to those related to its sovereign immunity.

1 DATED this 19th day of February, 2019.

2 FLOYD PFLUEGER & RINGER, P.S.

3
4 /s/Thomas B. Nedderman

5 Thomas B. Nedderman, WSBA No. 28944

6 William J. Dow, WSBA No. 51155

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13 *Counsel for Defendants Nisqually Tribe,*

14 *CEO John Simmons and CFO Eletta Tiam*

DECLARATION OF SERVICE

Pursuant to RCW 9A.72.085, I declare under penalty of perjury and the laws of the State of Washington that on the below date, I delivered a true and correct copy of DEFENDANT NISQUALLY TRIBE'S NOTICE OF INTENT TO OPPOSE PLAINTIFF'S MOTION FOR TEMPORARY RESTRAINING ORDER via the method indicated below to the following parties:

Jackson Millikan	<i>Counsel for Plaintiff</i>	<input type="checkbox"/> Via Messenger
Millikan Law Firm		<input type="checkbox"/> Via Email
2540 Kaiser Rd NW		<input type="checkbox"/> Via Facsimile
Olympia, WA 98502		<input type="checkbox"/> Via U.S. Mail
jackson@millikanlawfirm.com		<input checked="" type="checkbox"/> Via CM/ECF

Kent Underwood	<i>Counsel for Plaintiff</i>	<input type="checkbox"/> Via Messenger
Underwood Law		<input type="checkbox"/> Via Email
705 S. 9 th Street, Suite 205		<input type="checkbox"/> Via Facsimile
Tacoma, WA 98405		<input type="checkbox"/> Via U.S. Mail
Kent@underwoodlaw.us		<input checked="" type="checkbox"/> Via CM/ECF

Robert W. Novasky	<i>Counsel for Defendants</i>	<input type="checkbox"/> Via Messenger
Forsberg & Umlauf, P.S.	<i>Does 1-25</i>	<input type="checkbox"/> Via Email
1102 Broadway Ste 510		<input type="checkbox"/> Via Facsimile
Tacoma, WA 98402-3534		<input type="checkbox"/> Via U.S. Mail
rnovasky@FoUm.law		<input checked="" type="checkbox"/> Via CM/ECF

John E. Justice	<i>Counsel for Lacey</i>	<input type="checkbox"/> Via Messenger
Law, Lyman, Daniel, Kamerrer &	<i>Defendants</i>	<input type="checkbox"/> Via Email
Bogdanovich, P.S.		<input type="checkbox"/> Via Facsimile
P.O. Box 11880		<input type="checkbox"/> Via U.S. Mail
Olympia, WA 98058		<input checked="" type="checkbox"/> Via CM/ECF
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Daniel F. Mullin	<i>Counsel for Lacey</i>	<input type="checkbox"/> Via Messenger
Aaron P. Gilligan	<i>Defendants</i>	<input type="checkbox"/> Via Email
101 Yesler Way, Suite 400		<input type="checkbox"/> Via Facsimile
Seattle, WA 98104		<input type="checkbox"/> Via U.S. Mail
dmullin@masattorneys.com		<input checked="" type="checkbox"/> Via CM/ECF
agilligan@masattornys.com		

DATED this 19th day of February, 2019 at Seattle, Washington.

/s/Monica R. Howard
Monica R. Howard, Legal Assistant